

1 BILL NO. R-79-12-06

2  
3 RESOLUTION NO. R- 02-80

4 A RESOLUTION finding, determining and ratifying  
5 an inducement resolution of the Fort Wayne  
6 Economic Development Commission authorizing  
7 the issuance and sale of \$400,000 Economic  
8 Revenue Bonds of the City of Fort Wayne,  
9 Indiana, for the purpose of inducing the Appli-  
10 cant to proceed with the acquisition, construction  
11 and equipping of the Project.

12 WHEREAS, the City of Fort Wayne, Indiana (the "Issuer") is  
13 authorized by I.C. 18-6-4.5 (the "Act") to issue revenue bonds  
14 for the financing of economic development facilities, the funds  
15 from said financing to be used for the acquisition, construction  
16 and equipping of said facilities either directly or by loan to a  
17 company and said facilities to be either directly owned by a company  
18 or leased to a company or sold to a company; and

19 WHEREAS, Weingart, Inc. (the "Applicant") has advised the  
20 Fort Wayne Economic Development Commission and the Issuer that  
21 it proposes that the Issuer acquire, construct and equip an economic  
22 development facility and sell or lease the same to the Applicant  
23 or that the Issuer loan the proceeds of such a financing to the  
24 Applicant for such purposes said economic development facility  
25 to be used for (A) Manufacturing: customer testing, production,  
26 and assembly machines; control panel building; Reddi-Lite, emergency  
27 lights; (B) Services: consulting and training, industrial-technical;  
28 field troubleshooting and repairs; lab troubleshooting and repairs;  
29 (C) Installations: closed circuit T.V. systems; paging systems;  
30 security systems; fire alarm systems; intercom systems; gate control  
31 and service of the above, located at Huntertown (South End)  
32 Industrial Park, on approximately 4.5 acres; (the "Project");  
33 and

34 WHEREAS, Weingart, Inc. will guarantee all bond payments;  
35 and

1 WHEREAS, the diversification of industry and increase in 19  
2 job opportunities with an estimated annual payroll of \$320,000  
3 to be achieved by the acquisition, construction and equipping  
4 of the Project will be of public benefit to the health, safety  
5 and general welfare of the Issuer and its citizens; and

6 WHEREAS, having received the advice of the Fort Wayne Economic  
7 Development Commission, it would appear that the financing of  
8 the Project would be of public benefit to the health, safety and  
9 general welfare of the Issuer and its citizens; and

10 WHEREAS, the acquisition and construction of the facility  
11 will not have an adverse competitive effect on any similar facility  
12 already constructed or operating in or about Fort Wayne, Indiana;  
13

14 NOW, THEREFORE, BE IT RESOLVED by the Common Council of Fort  
15 Wayne:  
16

17 1. The Common Council finds, determines, ratifies and confirms  
18 that the promotion of diversification of economic development  
19 and job opportunities in and near Fort Wayne, Indiana and in Allen  
20 County, is desirable to preserve the health, safety and general  
21 welfare of the citizens of the Issuer; and that it is in the public  
22 interest that Fort Wayne Economic Development Commission and said  
23 Issuer take such action as it lawfully may to encourage diversification  
24 of industry and promotion of job opportunities in and near said  
25 Issuer.  
26

27 2. The Common Council further finds, determines, ratifies  
28 and confirms that the issuance and sale of revenue bonds in an  
29 amount not to exceed \$400,000 of the Issuer under the Act for  
30 the acquisition, construction and equipping of the Project and  
31 the sale or leasing of the Project to the Applicant or the loaning  
32 of the proceeds of such a financing to the Applicant for such  
33 purposes will serve the public purposes referred to above, in  
34 accordance with the Act.  
35

3. In order to induce the Applicant to proceed with the acquisition, construction and equipping of the Project, the Common Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof, provided that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant; (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.

4. All costs of the Project incurred after the passage of this inducement resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, acquisition, construction and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter either sell or lease the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purposes.

Adopted this \_\_\_\_ day of December, 1979.

CITY OF FORT WAYNE

Thomas J. Schmidt  
Councilperson

Approved as to form and legality

[Signature]

Read the first time in full and on motion by \_\_\_\_\_,  
seconded by \_\_\_\_\_, and duly adopted, read the second time  
by title and referred to the Committee \_\_\_\_\_ (and the City  
Plan Commission for recommendation) and Public Hearing to be held after  
due legal notice, at the Council Chambers, City-County Building, Fort Wayne,  
Indiana, on \_\_\_\_\_, 19\_\_\_\_, the \_\_\_\_\_ day of  
\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

DATE: \_\_\_\_\_

CHARLES W. WESTERMAN  
CITY CLERK

Read the third time in full and on motion by Stier,  
seconded by Talarico, and duly adopted, placed on its  
passage. PASSED (~~LOST~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	<u>0</u>	_____	_____	_____
<u>BURNS</u>	<u>X</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>X</u>	_____	_____	_____	_____
<u>GIAQUINTA</u>	<u>X</u>	_____	_____	_____	_____
<u>NUCKOLS</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, V.</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHOMBURG</u>	<u>X</u>	_____	_____	_____	_____
<u>STIER</u>	<u>X</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>X</u>	_____	_____	_____	_____

DATE: 1-8-80

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,  
Indiana, as (ZONING-MAP) (GENERAL) (ANNEXATION) (SPECIAL)  
(APPROPRIATION) ORDINANCE (RESOLUTION) No. R-02-80

on the 8th day of January, 19 80.

ATTEST:

(SEAL)

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Divian S. Schmidt  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on  
the 9th day of January, 19 80, at the hour of  
11:30 o'clock A M., E.S.T.

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 11th day of January,  
19 80, at the hour of 2:00 o'clock P M., E.S.T.

Winfield C. Moses, Jr.  
WINFIELD C. MOSES, JR.  
MAYOR

Read the first time in full and on motion by V. Schmidt, seconded by  
Hinga, and duly adopted, read the second time by title and referred to the  
Committee on Finance (and the City Plan Commission for  
recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers,  
City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day  
of \_\_\_\_\_, 19\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

DATE: 12-11-79

Charles W. Winterman  
CITY CLERK

Read the third time in full and on motion by \_\_\_\_\_,

seconded by \_\_\_\_\_, and duly adopted, placed on its passage.

PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	_____	_____	_____	_____	_____
<u>BURNS</u>	_____	_____	_____	_____	_____
<u>HINGA</u>	_____	_____	_____	_____	_____
<u>HUNTER</u>	_____	_____	_____	_____	_____
<u>MOSES</u>	_____	_____	_____	_____	_____
<u>NUCKOLS</u>	_____	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	_____	_____	_____	_____	_____
<u>SCHMIDT, V.</u>	_____	_____	_____	_____	_____
<u>STIER</u>	_____	_____	_____	_____	_____
<u>TALARICO</u>	_____	_____	_____	_____	_____

DATE: \_\_\_\_\_

\_\_\_\_\_  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as  
(ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE  
(RESOLUTION) No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.  
ATTEST: (SEAL)

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the \_\_\_\_\_  
day of \_\_\_\_\_, 19\_\_, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

\_\_\_\_\_  
CITY CLERK

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_,  
at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

\_\_\_\_\_  
MAYOR

Bill No. R-79-12-06

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance  
finding, determining and ratifying an inducement resolution of the  
Fort Wayne Economic Development Commission authorizing the issuance  
and sale of \$400,000 Economic Revenue Bonds of the City of Fort Wayne,  
Indiana, for the purpose of inducing the applicant to proceed with the  
aquisition, construction and equipping of the Project

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance hls PASS.

VIVIAN G. SCHMIDT - CHAIRMAN

WILLIAM T. HINGA - VICE CHAIRMAN

JAMES S. STIER

JOHN NUCKOLS

DONALD J. SCHMIDT

*Vivian G. Schmidt*

*William T. Hinga*

*James S. Stier*

*John Nuckols*

*Donald J. Schmidt*

CONCURRED IN

DATE 1-8-80 CHARLES W. WESTERMAN, CITY CLERK